



1652  
Rlw

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
                    **Kakefuda, et al.** )  
) Art Unit: **1652**  
Serial No.     **09/893,033** )  
)  
Filed:         **June 27, 2001** )  
) Examiner: **Tekchand Saidha**  
For:           **Cyanobacterial Nucleic Acid Fragments** )  
                  **Encoding Proteins Useful for Controlling** )  
                  **Traits Via Nuclear or Plastome** )  
                  **Transformation** )

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**RESPONSE TO RESTRICTION REQUIREMENT**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

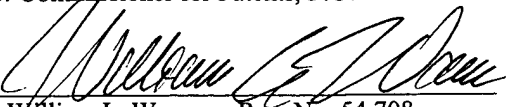
Sir:

Responsive to the Office Communication mailed June 3, 2004, Applicants provisionally elect with traverse Group III which encompasses Claims 38-48 and 52-62, drawn to polynucleotides including SEQ ID NOS:6, and 17, and which claims are drawn to vectors, host cells, transgenic plant cells, and transgenic plants. The restriction requirement between the nine different groups of claims is respectfully traversed on the basis that the examination of the nine groups of claims would not be an undue burden because of their close technological relationship.

The foregoing is submitted as a full and complete response to the Office Communication mailed June 3, 2004. If there are any issues which can be resolved by telephone

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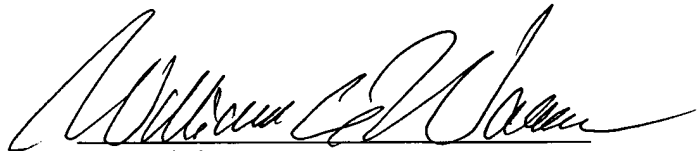
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on **July 2, 2004**.

  
William L. Warren – Reg. No. 54,708

Serial No. 09/893,033  
Filed: June 27, 2001  
Response to Restriction Requirement mailed June 3, 2004

conference or an Examiner's Amendment, the Examiner is invited to call the undersigned attorney at (404) 853-8031.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William L. Warren', written over a horizontal line.

By: William L. Warren  
Reg. No. 36,714

Date: **July 2, 2004**

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Attorney Docket No.: 16313-0130